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Anniston, Alabama

February 6, 2018

The City Council of the City of Anniston, Alabama, met in Regular Session in the Council Chamber in the City Hall of the City of Anniston, Alabama, on Tuesday, February 6, 2018, at approximately 5:34 o'clock p.m.

David Reddick, City Councilman, prayed the Invocation.

David Reddick, City Councilman, led the Pledge of Allegiance to the Flag.

Mayor Draper called the meeting to order. On call of the roll the following Council Members were found to be present: Council Members Jenkins, Reddick, Little, Harris and Draper; absent: none. A quorum was present and the meeting opened for the transaction of business.

Cory Salley, Interim City Manager, was present.

Bruce Downey, City Attorney, was present.

Council Member Jenkins made a motion to waive the reading of the minutes of January 23, 2018. The motion was seconded by Council Member Little; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little, Harris and Draper; nays: none. The motion carried.

Council Member Jenkins made a motion to approve the minutes of January 23, 2018. The motion was seconded by Council Member Harris; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little, Harris and Draper; nays: none. The motion carried.

Council Member Jenkins made a motion to add to the Agenda: a resolution to hire the city manager and removing from the consent agenda a resolution authorizing the City Manager to execute an Agreement with Christian & Associates Architects for additional investigations for the Greyhound Bus Depot building in accordance with the National Park Service Grant to a standalone resolution. The motion was seconded by Council Member Reddick; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little, Harris and Draper; nays: none. The motion carried.

Council Member Reddick read a resolution in Honor of Former Mayor W. Gene Stedham, who passed away on January 20, 2018. Mr. Stedham served the City of Anniston as a Councilman from 1973 – 1976 and as Mayor of Anniston from 1996 – 2000.

Jim Montgomery, PO Box 1870, wanted to thank Council Member Little, Reddick, Johnny Warren, and those who prayed and assisted him while he was sick.

Glen Ray, 3514 Dale Hollow Road, stated that there is corruption in the city court.

Rosetta Thompson, 5108 McClellan Blvd, stated that she was arrested for DUI and then arrested again for the same charge. Also that she received no notice of a court date.

Jermeka Roberts, 2227 Christine Ave, stated that the police department was not doing enough involving the case surrounding the death of her nephew Quintarrius Hutchinson.

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Nathan Young, 521 Wilmer Ave, was concerned about the needed changes around the city that he has noticed and also the leadership problems regarding the hast of these changes.

Mayor Draper introduced his nominee, Hannah Downing, for the Anniston Museum of Natural History Board.

Council Member Reddick introduced his nominee, Tony Smoke, for the Anniston Museum of Natural History Board.

Ralph Bradford was concerned about the misuse of funds from storm water.

Council Member Reddick made a motion to accept the Consent Agenda as mended. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Harris and Draper; abstain: Council Member Little, nays: none. The motion carried.

Cory Salley, Interim City Manager, introduced and read Resolution Number 18-R-5

RESOLUTION NO. 18-R-5

RESOLUTION TO EMPLOY ADDITIONAL COUNSEL

WHEREAS, the Council for the City of Anniston, Alabama (the "Council") finds that there is an epidemic of opioid additions, overdoses and deaths that presents a hazard to the public health and safety;

WHEREAS, the Council finds that the opioid epidemic has specifically impacted

the City of Anniston and its citizens and has caused the City of Anniston to suffer a public nuisance and other injuries and damages;

WHEREAS, the Council is of the opinion that the opioid epidemic is directly related to the increasingly widespread misuse of powerful opioid medications;

WHEREAS, the Council is also of the opinion that the manufacturers and distributors of opioid medications caused the opioid epidemic through their unlawful acts and omissions, including, but not limited to, the false, deceptive and unfair marketing of prescription opioids and/or the illegal diversion and/or distribution of prescription opioids;

WHEREAS, the Council finds that the unlawful acts and omissions of the manufacturers and distributors of opioid medications has injured and damaged the City of Anniston and that the City of Anniston should file suit to abate the resulting public nuisance and to recover its injuries and damages;

WHEREAS, the Council is of the opinion, given the gravity and importance of the court proceedings authorized by this resolution, that special counsel should be employed to aid the City Attorney;

NOW THEREFORE, BE IT RESOLVED by the Council for the City of Anniston,

Alabama as follows:

Section 1. Employment of Additional Counsel. The Council hereby engages and employs Beasley, Allen, Crow, Methvin, Portis & Miles, P.C. ("Beasley, Allen") to represent the City of Anniston and aid the City Attorney in the pursuit of claims against the manufacturers and/or distributors of natural, synthetic and

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semisynthetic opioid medications for those injuries and damages suffered by the City of Anniston as a result of the opioid epidemic and to abate the resulting public nuisance and hazard to the public health and safety.

Section 2. Terms of Employment. The Council hereby agrees to the terms and conditions set forth in the attached Fee Agreement with Beasley, Allen, including, but not limited to, the payment of a contingency legal fee in the amount of thirty-three percent (33%) of the net recovery, after reimbursement of expenses. The legal fees of any lawyers or firms representing the City of Anniston in this matter shall be paid from the contingency fee authorized by this resolution. The Council further authorizes the Mayor to execute the attached Fee Agreement with Beasley, Al Allen on behalf of the City of Anniston.

Section 3. Authorization to File Suit. The Council hereby authorizes Beasley, Allen to file suit in a court with jurisdiction over the matter and to pursue such claims and sources of recovery as Beasley, Allen deems necessary or appropriate. The Council specifically authorizes Beasley, Allen to file on behalf of the City of Anniston those claims that the firm filed on behalf of the City of Greenville, Alabama in the United States District Court for the Middle District of Alabama, Northern Division, Civil Case No. 2:17-cv-00836-WC, and against those parties made a defendant thereto.

PASSED and ADOPTED on this the 6th day of February, 2018.

CITY COUNCIL OF THE CITY

OF ANNISTON, ALABAMA

By:/s/ Jack Draper, Mayor

By:/s/ Jay W. Jenkins, Councilmember

By:/s/ David E. Reddick, Councilmember

By:/s/ Benjamin L. Little, Councilmember

By:/s/ Millie Harris, Councilmember

Council Member Jenkins made a motion for the passage and adoption of Resolution Number 18-R-5 as introduced and read and Council Member Harris's second to said motion the following vote was recorded: ayes: Council Members Jenkins, Little, Harris and Draper; abstain: Council Member Reddick nays: none. The motion carried and Resolution Number 18-R-5 was passed and adopted.

Council Member Little introduced a resolution to offer to employ James R. Johnson as city manager. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Little, Harris and Draper; nays: Council Member Reddick. The resolution was passed and adopted.

Cory Salley, Interim City Manager, introduced and read Resolution Number 18-R-7

RESOLUTION NO. 18-R-7

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH CHRISTIAN & ASSOCIATES ARCHITECTS FOR ADDITIONAL INVESTIGATIONS FOR THE GREYHOUND BUS DEPOT BUILDING IN ACCORDANCE WITH THE NATIONAL PARK SERVICE GRANT

BE IT RESOLVED by the City of Anniston, Alabama as follows:

Section 1. That Cory M. Salley, as Interim City Manager of the City of Anniston, Alabama is hereby authorized, directed and empowered for and in the name of the City of Anniston, to execute on behalf

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of said City, an Agreement with Christian & Associates Architects for additional investigations, as contemplated by the current version of the Historical Structure Report, and to determine if there are remaining environmental hazards which would require remediation as stated in the attached Agreement.

PASSED AND ADOPTED on this the 6th day of February, 2018.

CITY COUNCIL OF THE CITY OF
ANNISTON, ALABAMA

By:/s/ Jack Draper, Mayor

By:/s/ Jay W. Jenkins, Council Member

By:/s/ David E. Reddick, Council Member

By:/s/ Benjamin L. Little, Council member

By:/s/ Millie Harris, Council Member

Council Member Reddick made a motion to table Resolution Number 18-R-7 as introduced and read and Council Member Little' second to said motion the following vote was recorded: ayes: Council Member Reddick, Little; nays: Council Member Jenkins, Harris, and Draper. The motion failed.

Council Member Harris made a motion for the passage and adoption of Resolution Number 18-R-7 as introduced and read and Mayor Draper's second to said motion the following vote was recorded: ayes: Council Members Jenkins, Harris and Draper; abstain: Council Member Reddick nays: Council Member Little. The motion carried and Resolution Number 18-R-7 was passed and adopted.

Council Member Harris wants to welcome back James Montgomery and is glad he is doing better; also thanks to the Anniston Police Department and PARD for Anniston's first tee golf tournament, thanks to Nathan Young, and Commissioner Tim Hodges for paving of Henry road.

Council Member Little stated that the council will take up in a work session to reconstitute everything going on in the Municipal Court.

Bruce Downey, city attorney left the Council Chambers at 6:45.

Council Member Reddick stated that we have to get it together. He says that he receives crumbs in order to help his ward. He states that he hates going to show people's homes around the city to see that they are in need.

Council Member Jenkins stated that he participated in the first tee program, at Randolph Park Elementary, it is using golf as a way to teach discipline and character.

Mayor Draper stated that he wanted to thank Mr. Salley, Interim City Manager, for his service to the city as interim city manager.

There being no further business to come before the meeting at that time Mayor Draper made a motion the meeting be adjourned. The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little, Harris and Draper; nays: none. The motion carried and the meeting was adjourned at approximately 7:01 o'clock p.m.